IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD

SECOND APPEAL NO. 25 OF 2003

Balu s/o Nema Kusalkar
& others .. **APPELLANTS**

VERSUS

Ambar Nemaji Kusalkar
& others .. **RESPONDENTS**

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CORAM : R. M. BORDE, J.
DATE : 7th August, 2009.

PER COURT :

1 Trial court was directed to dispose of the suit within six months from the date of pronouncement of the judgment i.e. 25-4-2007. The Presiding Officer could not dispose of the matter, as such request for extension of time made by the Presiding Officer was entertained and extension of six months was granted in accordance with the request made in that behalf on 28-11-2008. Further request for extension of time for disposal of the suit was also entertained and time was extended. Inspite of this, further request is made for extension of time for disposal of the suit. Request made by the concerned Judge is devoid of particulars as to what steps are taken by the learned Judge in respect of disposal of the suit. It is not mentioned as to when the matter was listed for evidence and what is the stage and how many witnesses either of the plaintiff or defendant are yet to be examined.

Without giving the details, request is transmitted. Henceforth, the Judicial Officer shall exercise caution in extending such request. However, considering the request made by the Presiding Officer, extension of time for six months for disposal of the suit is granted by way of last chance.

(R. M. BORDE, J.)

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